

*Dep & Reg*



Attorney Docket No.: 80398.P434

2007 MAY -1 11:15

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

) Examiner: Padmanabhan, K.

) Rising, et al.

) Art Unit: 2613

) Application No.: 10/029,758

) Filed: October 22, 2001

) For: AN EFFICIENT BINARY CODING  
) SCHEME FOR MULTIMEDIA  
) CONTENT DESCRIPTIONS

) Mail Stop 16  
) P.O. Box 1450  
) Alexandria, VA 22313-1450

REQUEST FOR REFUND

(Pursuant to 37 C.F.R. § 1.26(a))

Applicant's deposit account has been incorrectly charged for an extension of time in the amount of \$120.00. The details of this incorrect charge are outlined below.

A response to the Office Action dated October 2, 2006 was filed on January 3, 2007 for the above-referenced application. The USPTO was closed January 2, 2007 for a National Day of Mourning, so the response was timely filed on January 3, 2007.

However, applicant's deposit account was charged in the amount of \$120.00 for an extension of time. Applicant respectfully requests a refund in the amount of \$120.00 to be credited to Deposit Account No. 02-2666.

Accompanying this request are copies of (1) the amendment transmittal with a signed certificate of mailing bearing the date of January 3, 2007, (2) the stamped return-receipt postcard, and (3) a copy of the UPSTO closure notice.

Respectfully submitted,  
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: April 24, 2007

Sheryl Sue Holloway  
Reg. No. 37,850

12400 Wilshire Blvd., Seventh Floor  
Los Angeles, CA 90025-1026  
(408) 720-8300

**TRANSMITTAL****PATENT**

Application No.: 10/028,758  
 Filing Date: October 22, 2001  
 First Named Inventor: Hawley K. Rising, III  
 Examiner's Name: Padmanabhan, K.  
 Art Unit: 2163  
 Attorney Docket No.: 080398.P434

- ☐ An Amendment After Final Action (37 CFR 1.116) is attached and applicant(s) request expedited action.
- ☒ Charge any fee not covered by any check submitted to Deposit Account No. 02-2666.
- ☒ Applicant(s) hereby request and authorize the U.S. Patent and Trademark Office to (1) treat any concurrent or future reply that requires a petition for extension of time as incorporating a petition for extension of time for the appropriate length of time and (2) charge all required fees, including extension of time fees and fees under 37 CFR 1.18 and 1.17, for any concurrent or future reply to Deposit Account No. 02-2666.
- ☐ Applicant(s) claim small entity status (37 CFR 1.27).

**ATTACHMENTS**

- ☐ Preliminary Amendment
- ☒ Amendment/Response with respect to Office Action
- ☐ Amendment/Response After Final Action (37 CFR 1.116) (reminder: consider filing a Notice of Appeal)
- ☐ Notice of Appeal
- ☐ RCE (Request for Continued Examination)
- ☐ Supplemental Declaration
- ☐ Terminal Disclaimer (reminder: If executed by an attorney, the attorney must be property of record)
- ☐ Information Disclosure Statement (IDS)
- ☐ Copies of IDS citations
- ☐ Petition for Extension of Time
- ☐ Fee Transmittal Document (that includes a fee calculation based on the type and number of claims)
- ☐ Cross-Reference to Related Application(s)
- ☐ Certified Copy of Priority Document
- ☐ Other: \_\_\_\_\_
- ☐ Other: \_\_\_\_\_
- ☐ Check(s)
- ☒ Postcard (Return Receipt)

**SUBMITTED BY:**

BLAKELY SOKOLOFF TAYLOR &amp; ZAFMAN LLP

TYPED OR PRINTED NAME: Sheryl Sue HollowaySIGNATURE: REG. NO.: 37,850DATE: Jan. 3, 2006ADDRESS: 12400 Wilshire Boulevard, Seventh FloorLos Angeles, California 90025TELEPHONE NO.: (408) 720-8300**CERTIFICATE OF MAILING BY FIRST CLASS MAIL (if applicable)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria Virginia 22313-1450 on 1.3.07

Date of Deposit

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Name of Person Mailing Correspondence

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JAN 11 2007

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP  
LOS ANGELES

Application No.: 10/029,758

Filing/Issue Date: October 22, 2001

Docket No.: 080398.P434

Date Mailed: 01-03-2007

Due Date(s): 01-03-2007

Client: Sony Electronics Inc.

Atty/Sec: SSH/can

Title: An Efficient Binary Coding Scheme For Multimedia Content Descriptions

First Named Inventor: Hawley K. Rising, III

*The following has been received in the U.S.P.T.O. on the date stamped hereon:***Transmittal Letters & Certificate of Mailing**

- ☒ Transmittal Letter
- ☐ Fee Transmittal (original & copy)
- ☐ RCE (Request for Continued Examination)
- ☐ Transmittal of Formal Drawings
- ☐ Issue Fee Transmittal (original & copy)
- ☒ Certificate of Mailing
- ☐ Express Mail No.:

**Missing Parts, Formal Papers**

- ☐ Response to Notice of Missing Parts
- ☐ Assignment & Cover sheet (\_\_\_\_ pgs.)
- ☐ Declaration & POA (\_\_\_\_ pgs.)

**Amendment/Response**

- ☒ Amendment/Response Response (35 pgs.)
- ☐ Examiner Interview Summary (\_\_\_\_ pgs.)
- ☐ Other:

**Petitions & Appeals**

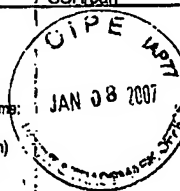
- ☐ Petition for Extension of Time:
- ☐ Notice of Appeal
- ☐ Appeal Brief (\_\_\_\_ pgs. each)
- ☐ Reply Brief (\_\_\_\_ pgs.)

**Other**

- ☐ Information Disclosure Statement & PTO/SB/08 (\_\_\_\_ pgs.) (previously 1449)
- ☐ Request to Publish (Rescind Non-Publication)
- ☐ Drawings: \_\_\_\_ sheets, \_\_\_\_ figures
- ☐ Terminal Disclaimer
- ☒ Postcard

**Checks**

- ☐ Check No. \_\_\_\_ Amount \$ \_\_\_\_



## ENTERED INTO SONY DB

USPTO Closed January 2, 2007 for Day of Mourning

[http://www.uspto.gov/emergencyalerts/usptoclosed\\_forddayofmourn.htm](http://www.uspto.gov/emergencyalerts/usptoclosed_forddayofmourn.htm)**United States Patent and Trademark Office**[Home](#) | [Site Index](#) | [Search](#) | [FAQ](#) | [Glossary](#) | [Guides](#) | [Contacts](#) | [eBusiness](#) | [eBiz alerts](#) | [News](#) | [Help](#)[Related Notices](#) > **USPTO Closed January 2, 2007 for Day of Mourning****EMERGENCIES****Closing of the United States Patent and Trademark Office on Tuesday, January 2, 2007**

In view of the official closing of the Federal Government offices in the Washington, D.C. metropolitan area, including the United States Patent and Trademark Office (USPTO), on Tuesday, January 2, 2007, the day proclaimed by President Bush as a National Day of Mourning, the United States Patent and Trademark Office will consider Tuesday, January 2, 2007 a "Federal holiday within the District of Columbia" under 35 U.S.C. § 21 and 37 C.F.R. §§ 1.6, 1.7, 1.9, 2.2(d), 2.195, and 2.198. Any action or fee due on Tuesday, January 2, 2007, will be considered as timely for the purposes of, e.g., 35 U.S.C. §§ 119, 120, 133 and 151, if the action is taken, or the fee is paid, on the next succeeding business day on which the USPTO was open, that is, Wednesday, January 3, 2007.

37 C.F.R. §§ 1.6(a)(2) and 2.195(a)(4) provide that correspondence deposited as Express Mail in accordance with 37 C.F.R. § 1.10 or 2.198 will be considered as filed on the date of deposit with the United States Postal Service (USPS). Thus, any paper or fee properly deposited in accordance with 37 C.F.R. § 1.10 or 2.198 with the Express Mail service of the USPS on Tuesday, January 2, 2007 (that is, as shown by a "date-in" of Tuesday, January 2, 2007, on the Express Mail mailing label) will be considered filed in the USPTO on its date of deposit in the Express Mail service of the USPS.

37 C.F.R. § 2.195(a)(2) provides that trademark-related correspondence transmitted electronically to the USPTO will be considered filed in the USPTO on the date the USPTO receives the electronic transmission. Thus, trademark-related correspondence transmitted electronically on Tuesday, January 2, 2007, will be considered filed in the USPTO on the date the USPTO received the electronic transmission. Correspondence successfully received by the USPTO through the patent Electronic Filing System will receive the date as indicated on the Acknowledgment Receipt.

**KEY:** =online business system =fees =forms =help =laws/regulations =definition (glossary)

*Is there a question about what the USPTO can or cannot do that you cannot find an answer for? Send questions about USPTO programs and services to the USPTO Contact Center (UCC). You can suggest USPTO webpages or material you would like featured on this section by E-mail to the [webmaster@uspto.gov](mailto:webmaster@uspto.gov). While we cannot promise to accommodate all requests, your suggestions will be considered and may lead to other improvements on the website.*

Document code: WFEE

United States Patent and Trademark Office  
Sales Receipt for Accounting Date: 01/23/2007

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